

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ROBERT ROSS, Individually and On Behalf	)	No. 2:05-cv-00819-EAS-TPK
of All Others Similarly Situated	)	( <b>Consolidated</b> )
	)	
Plaintiff,	)	<u>CLASS ACTION</u>
	)	
vs.	)	JUDGE EDMUND SARGUS, JR.
	)	MAGISTRATE JUDGE TERENCE KEMP
ABERCROMBIE & FITCH COMPANY, et	)	
al.,	)	
	)	
Defendants.	)	
	)	
_____	)	

JOINT MOTION TO VACATE ALL DATES PENDING APPROVAL OF SETTLEMENT

The parties to this action jointly move and request that all dates set in this matter be vacated in order for this Court to consider approval of the recent settlement reached by the parties which, if approved, will result in the resolution of all claims arising from the Amended Complaint.

On May 24, 2010, the parties agreed in principle to settle the case pending final Court approval. The parties intend to submit for Court approval a motion for preliminary approval of the settlement within the next 30 days, and subsequent to such approval, will seek dates with respect to class notice, objections, and final Court hearing on the proposed settlement. Accordingly, the parties request that all dates set in this case be vacated pending proceedings with respect to the proposed settlement.

DATED: June 1, 2010

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CERTIFICATE OF SERVICE

I hereby certify that on June 1, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 1, 2010.

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## **Manual Notice List**

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

**Gianetti Investor Group**

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